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SMART & BIGGAR
Intellectual Property & Technology Law

To Fax no.: (571) 273-8300
Page 1 of: 2
Attention: **MAILSTOP AF**
Examiner Pierre Louis Desir -
Group Art Unit 2617
From: SMART & BIGGAR
Your file no.: 10/682,090
Reply to Ottawa file no.: 77682-211

P.O. Box 2999, Station D
55 Metcalfe Street, Suite 900
Ottawa, Canada K1P 5Y6

Tel.: (613) 232-2486
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Date: December 6, 2006
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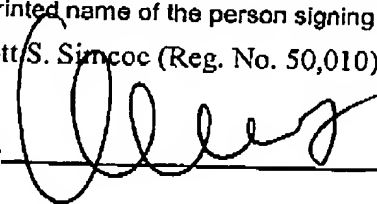
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DEC 06 2006

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Large Entity)**

Docket No.
77682-211 /slr

In Re Application Of: **ADRIAN DAVID SMITH, ET AL**

Application No. 10/682,090	Filing Date October 10, 2003	Examiner Pierre Louis Desir	Customer No. 07380	Group Art Unit 2617	Confirmation No. 9202
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Invention: **SYSTEM AND METHOD OF OPERATION OF AN ARRAY ANTENNA IN A DISTRIBUTED WIRELESS COMMUNICATION NETWORK**

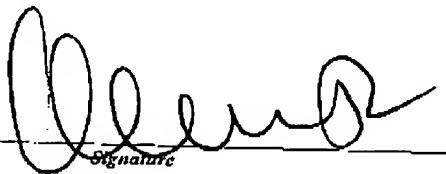
COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated **September 19, 2006** finally rejecting Claim(s) 1-35

The fee for this Notice of Appeal is: **\$500.00**

- ☐ A check in the amount of the fee is enclosed.
- ☒ The Director has already been authorized to charge fees in this application to a Deposit Account.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **19-2550**
- ☐ Payment by credit card. Form PTO-2038 is attached.

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Dated: **December 6, 2006**

Elliott S. Simcoe
Reg. No. 50,010

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